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FILED

AUG 18 2005

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF CALIFORNIA
9

10 UNITED STATES OF AMERICA,)	CASE NO. CR S 04-289 WBS
)	
11 Plaintiff,)	
)	STIPULATION OF EXCLUDABLE
12 v.)	TIME
)	
13 MICHAEL STEVENS,)	
)	
14 Defendant.)	
)	

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16 The parties stipulate that the time beginning August 17,
17 2005 and extending through September 7, 2005 should be excluded
18 from the calculation of time under the Speedy Trial Act. The
19 parties stipulate that the ends of justice are served by the
20 Court excluding such time, so that counsel for the defendant may
21 have reasonable time necessary for effective preparation, taking
22 into account the exercise of due diligence, and so that the
23 defendant may have continuity of counsel. 18 U.S.C. §
24 3161(h)(8)(B)(iv). Specifically, counsel needs time to negotiate
25 a proposed plea agreement and other information material to the
26 possible sentence in this case. Further, counsel for the
27 defendant is at this time unavailable due to a murder trial in
28 state court. The parties stipulate and agree that the interests

1 of justice served by granting this continuance outweigh the best
2 interests of the public and the defendant in a speedy trial. 18
3 U.S.C. § 3161(h)(8)(A).
4

5 Respectfully Submitted,

6 MCGREGOR W. SCOTT
7 United States Attorney

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9 DATE: August 17, 2005

By: /s/ Matt Segal
10 MATTHEW D. SEGAL
11 Assistant U.S. Attorney

12
13 DATE: August 17, 2005

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15 
16 HAYES H. GABLE, III
17 Attorney for Michael Stevens

18
19 SO ORDERED.

20
21 DATE: 8/17/2005

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24 HON. WILLIAM B. SHUBB
25 U.S. District Judge
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